

STAND. COM. REP. NO.

2762

Honolulu, Hawaii

FEB 28 2014

RE: S.B. No. 3066
S.D. 2

Honorable Donna Mercado Kim
President of the Senate
Twenty-Seventh State Legislature
Regular Session of 2014
State of Hawaii

Madam:

Your Committee on Ways and Means, to which was referred S.B.
No. 3066, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE PUBLIC-PRIVATE FINANCE
INITIATIVE,"

begs leave to report as follows:

The purpose and intent of this measure is to establish the
Public-Private Finance Initiative as a public body corporate
within the Department of Business, Economic Development and
Tourism, for administrative purposes.

More specifically, this measure establishes the initiative to
enter into public-private partnership agreements to develop plans
and implement projects on behalf of public agencies.

Your Committee received written comments in support of this
measure from the Department of Accounting and General Services;
Department of Business, Economic Development, and Tourism; Wahiawa
Community Business Association; and one individual. Written
comments in opposition to this measure were received from two
individuals. Written comments on this measure were received from
the Department of Budget and Finance.

Your Committee finds that public-private partnership
agreements will enable the government to deliver infrastructure to
the public and maintain it more efficiently than more traditional
modes of delivery.

SB3066 SD2 SSCR LRB 14-1771.doc



Your Committee has amended this measure by:

- (1) Designating the Department of Business, Economic Development, and Tourism as the successor agency for the initiative upon the initiative's termination or dissolution;
- (2) Identifying the initiative as the public agency that is responsible for the lease payments under the public-private partnership agreements;
- (3) Clarifying that the initiative shall conduct suitability tests before issuing requests for proposals;
- (4) Exempting the initiative from chapter 103D, Hawaii Revised Statutes, relating to the public procurement code, and the lease provisions in chapter 171, Hawaii Revised Statutes;
- (5) Requiring the pilot project on state lands in Wahiawa, City and County of Honolulu, to terminate not later than October 1, 2017;
- (6) Standardizing the language in provisions relating to bidders and their proposals;
- (7) Transferring placement of the provision that authorizes the retention of an independent consultant or the creation of a staff position from the new Hawaii Revised Statutes section on projects and plans (§ -5) to the new Hawaii Revised Statutes section on the establishment of the Public-Private Finance Initiative (§ -3);
- (8) Changing the appropriation from \$500,000 to an unspecified amount;
- (9) Changing the effective date to July 1, 2050, to facilitate further discussion on the measure; and
- (10) Making technical nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee is in accord with the intent and purpose of S.B.



No. 3066, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 3066, S.D. 2.

Respectfully submitted on
behalf of the members of the
Committee on Ways and Means,



DAVID Y. IGE, Chair



The Senate
Twenty-Seventh Legislature
State of Hawai'i

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:* <div style="font-size: 1.2em; font-family: cursive;">SB 3066, SD1</div>	Committee Referral: <div style="font-size: 1.2em; font-family: cursive;">EGH/WTL/WAM</div>	Date: <div style="font-size: 1.2em; font-family: cursive;">2-25-14</div>		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="text-align: center;"> <input type="checkbox"/> Pass, unamended 2312 </div> <div style="text-align: center;"> <input checked="" type="checkbox"/> Pass, with amendments 2311 </div> <div style="text-align: center;"> <input type="checkbox"/> Hold 2310 </div> <div style="text-align: center;"> <input type="checkbox"/> Recommit 2313 </div> </div>				
Members	Aye	Aye (WR)	Nay	Excused
IGE, David Y. (C)	✓			
KIDANI, Michelle N. (VC)	✓			
CHUN OAKLAND, Suzanne	✓			
DELA CRUZ, Donovan M.	✓			
ENGLISH, J. Kalani	✓			
ESPERO, Will	✓			
KAHELE, Gilbert	✓			
KEITH-AGARAN, Gilbert S.C.	✓			
KOUCHI, Ronald D.	✓			
RUDERMAN, Russell E.	✓			
THIELEN, Laura H.		✓		
TOKUDA, Jill N.	✓			
SLOM, Sam	✓			
12	1	0	0	
Recommendation: <div style="display: flex; justify-content: space-around; margin-top: 5px;"> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted </div>				
Chair's or Designee's Signature: <div style="font-size: 1.5em; font-family: cursive; margin-left: 50px;">Michelle N. Kidani</div>				
Distribution: <div style="display: flex; justify-content: space-between; font-size: 0.8em; margin-top: 5px;"> <div>Original File with Committee Report</div> <div>Yellow Clerk's Office</div> <div>Pink Drafting Agency</div> <div>Goldenrod Committee File Copy</div> </div>				

*Only one measure per Record of Votes